



S/N 10/585,967

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Jonny Boyd Reckless et al.	Examiner:	Brett Squires
Serial No.:	10/585,967	Group Art Unit:	2431
Filed:	July 12, 2006	Docket No.:	2147.020US1
Customer No.:	52998	Confirmation No.:	6181
Title:	Defeat of the copy protection of optical discs		

DECLARATION UNDER 37 C.F.R. § 1.132

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This declaration is submitted under 37 C.F.R. § 1.132 for U.S. Patent Application Serial Number 10/585,967 (herein, "the '967 application") to establish that the inventive concepts claimed in the '967 application were invented by the inventors named in the '967 application and not derived from co-pending patent application, Serial Number 10/939,186 (herein, "the '186 application").

I, Jonny Boyd Reckless, declare as follows:

1. I am the first named inventor of the subject matter disclosed and claimed in the '967 application.
2. I am a co-inventor of the subject matter disclosed and claimed in the '186 application.
3. The subject matter disclosed and claimed in the '186 application was invented while all of the named inventors of the '186 application were employed by Macrovision Inc., or Macrovision Europe Ltd., a subsidiary of Macrovision Inc.
4. The subject matter disclosed and claimed in the '967 application was invented while all of the named inventors of the '967 application were employed by Macrovision Inc., or Macrovision Europe Ltd., a subsidiary of Macrovision Inc.

5. I worked with the named inventors of the '186 application on the design and development of the subject matter disclosed and claimed in the '186 application.

6. The subject matter disclosed and claimed in the '186 application relates to an apparatus and method for the copy protection of optical discs.

7. The '186 application does not describe or claim an apparatus or method for the defeat of copy protection of optical discs.

8. I worked with the named inventors of the '967 application on the design and development of the subject matter disclosed and claimed in the '967 application.

9. The subject matter disclosed and claimed in the '967 application relates to an apparatus and method for the defeat of copy protection of optical discs.

10. The subject matter disclosed and claimed in the '967 application is not disclosed or claimed in the '186 application.

11. While working with the named inventors of the '186 application on the design and development of the subject matter disclosed and claimed in the '186 application, we did not conceive or reduce to practice any apparatus or method for the defeat of copy protection of optical discs, including the apparatus and method for the defeat of copy protection of optical discs disclosed and claimed in the '967 application.

12. I believe that having specific knowledge of the apparatus and method for the copy protection of optical discs as disclosed and claimed in the '186 application does not inherently give rise to knowledge of the apparatus and method for the defeat of copy protection of optical discs as disclosed and claimed in the '967 application.

13. I believe the subject matter disclosed and claimed in the '967 application is inventive, novel, useful, and non-obvious in view of the subject matter disclosed or claimed in the '186 application.

14. The inventors named in the '967 application ourselves invented the subject matter sought to be patented in the '967 application.

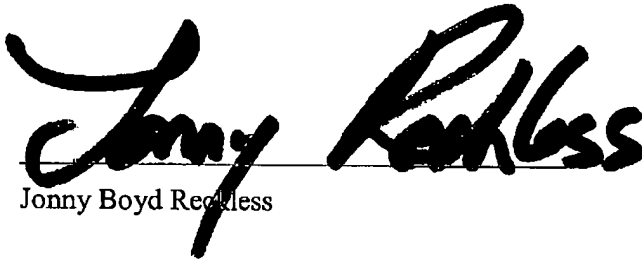
15. The inventors named in the '186 application ourselves invented the subject matter sought to be patented in the '186 application.

16. The inventors named in the '186 application ourselves did not invent the subject matter sought to be patented in the '967 application.

17. I further declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

3/27/09

Dated


Jonny Boyd Reckless